

WASTE MANAGEMENT AND RADIATION CONTROL BOARD

Executive Summary Heckmann Woods Cross May 12, 2016

What is the issue before the Board?	This is a proposed Stipulation and Consent Order (SCO) to resolve the failure of Heckmann Woods Cross to fully implement the facility closure plan required by its used oil processing permit (UOP-0068).
What is the historical background or context for this issue?	On June 17, 2014, the Director of the Division of Solid and Hazardous Waste approved the transfer of Thermo Fluids' used oil processor permit (UOP-0068) to Heckmann Woods Cross. As the Permittee, Heckmann was required to implement closure of the facility in accordance with the approved closure plan. On July 14, 2015, Heckmann notified the Director that it was not possible to fully implement the approved closure plan at the facility. The SCO includes a penalty of \$75,000. The Permit will be terminated after all terms of the SCO have been completed.
What is the governing statutory or regulatory citation?	19-6-104 of the Utah Solid and Hazardous Waste Act directs the Board to review and approve or disapprove of settlements negotiated by the Director with a civil penalty over \$25,000.
Is Board action required?	Yes.
What is the Division Director's recommendation?	The Director recommends approval by the Board to initiate public comment on the proposed SCO.
Where can more information be obtained?	For technical questions, please contact Deborah Ng at (801) 536-0218. For legal questions, please contact Raymond Wixom at (801) 536-0213.